

## **MINUTES OF THE VIGO COUNTY COUNCIL**

### **January 30, 2007**

Sheriff Jon Marvel called meeting to order at 5:04 P.M.

Sheriff Jon Marvel led the Pledge of Allegiance.

Ms. Kylissa Miller, Chief Deputy Auditor, took roll call and all council members were present.

The chair declared a quorum.

Mr. Bob Hellmann welcomed all members of the County Government and the public that were present and welcomed any comments after the corrections or approvals of the preceding meetings.

Mr. Bob Hellmann asked for corrections or a motion to approve the minutes of the council meeting on November 21, 2006. Mr. Darrick Scott made motion to adopt the minutes as published, Mr. Mike Morris seconds. All members voting aye, the journal of the November 21, 2006 meeting has been adopted. Mr. Bob Hellmann asks for motion to adopt the minutes of the December 26, 2006 meeting as published. Mr. Darrick Scott made motion to adopt, Mr. Tim Curley seconds. All members voting aye, the journal of the December 26, 2006 meeting has been adopted. Mr. Bob Hellmann asks for motion to adopt the minutes of the January 2, 2007 as published. Mr. Darrick Scott made motion to adopt, Mr. Mike Morris seconds. All members voting aye, the journal of the January 2, 2007 minutes has been adopted.

Mr. Bob Hellmann recognizes elected officials of the county that are present. These include Judge Chris Newton, Chief Judge of the Superior Courts, Sheriff Jon Marvel, Mr. David Crockett, Vigo County Treasurer, Mr. Carl Gregory, Nevins Township Trustee, Ms. Gretchen Etling, Chief Public Defender, Mr. Gerald Lindsey, Highway Director.

**Public Comments.** There were none.

**Communication from elected officials of the County.** There were none.

**Communications from other officials or agencies.** There were none.

**Reports from standing Committees.** There were none.

**Reports from select committees.** There were none.

**Ordinances relating to appropriations.**

**Additional Appropriation Ordinance 2007-1.** The Budget Adjustment Committee approved the ordinance. Mr. Mark Bird, Budget Adjustment Committee Chair, explained the requests. The Juvenile Center is requesting \$27, 510; this amount was asked for during the budget hearings and was denied, however, this amount was inadvertently taken out of the budget twice. Therefore, the request is to reinstate the original amount that was already in the budget and is a correction, not an additional amount request. The Clerk's request is a correction as well. During the budget hearings, the documents submitted stated the three clerks as being "new" employees, when in fact, these positions had been vacancies that had already been filled. The Council misunderstood this to mean a request for "additional" employees. Therefore, the request is also to reinstate the original amount of \$67,764 is a correction to the budget, not an additional amount request. The Courts request relates to a Chief Adult Probation Officer that holds a Master's Degree. According to the State Probation Schedule, the salary amount should include an additional \$2,537. Therefore, the request is to conform to the State Probation Schedule.

**Additional Appropriation Ordinance 2007-2.** The Budget Adjustment Committee approved the ordinance with a 3-0 vote. Mr. Mark explained that a position in Title IV-D Court was filled by someone from the Prosecutor's office with a higher step than the person leaving the position. Therefore, this is a step adjustment for Payroll, FICA, and PERF in the amounts of \$5,217, \$400, and \$444 respectively.

**Additional Appropriation Ordinance 2007-3.** The Personnel Committee approved the ordinance. Mr. Tim Curley explained the requests. The Public Defender is requesting \$2,926 for the lease of a vehicle to cover the months of February through December 2007. The payroll request for \$103,316 is for the funds needed to maintain compliance with the new Indiana Public Defender Commission guidelines. If compliance is maintained, the county will receive \$350,000 from the State to go toward the cases the Public Defenders receive. The request for the Commissioners for FICA, PERF, and Group Insurance in the amounts of \$15,387, \$17,096, and \$26,400 respectively, relates to adjustments of salaries for 2007. Regarding the funds to be received from the State for the Public Defender, Mr. Brad Anderson asked what percentage of the Attorney's salaries would the county receive from the funds received when the compliance is maintained. Ms. Gretchen Etling responded that we get up to 40%, however, since the Vigo county court structure is mixed with misdemeanors and felonies, we get approximately 35% back, depending on how many felonies are appointed.

**Additional Appropriation Ordinance 2007-4.** The Personnel Committee approved the ordinance. Mr. Tim Curley, Personnel Committee Chair, explained that there was an oversight during the budget process. The Highway Dept. was given a sixty-cent per hour raise however, the Supervisors, who are not in the Union, were inadvertently left out and the raise was not included in their salaries and the department is asking that this be corrected. The requested amounts are for Payroll, FICA, and PERF in the amounts of \$357.00, \$28, and \$31 respectively.

**Additional Appropriation Ordinance 2007-5.** The Personnel Committee approved the ordinance. Mr. Tim Curley explained the situation for the Local Road and Street is the

same as the Highway Dept. in Additional Appropriation Ordinance 2007-4. The funds requested are for Payroll, FICA, and PERF in the amounts of \$1,428, \$110, and \$122 respectively.

**Additional Appropriation Ordinance 2007-6.** The Personnel Committee approved the ordinance. Mr. Tim Curley explained earlier that this ordinance involves the same situation for Cumulative Bridge as the Highway Dept and Local Road and Street. The funds requested are for Payroll, FICA, and PERF in the amounts of \$357, \$28, and \$31 respectively.

**Additional Appropriation Ordinance 2007-7.** The Special Projects Committee approved the ordinance. Ms. Kathy Miller, Special Projects Committee Chair, explained the request of the Treasurer's office for \$1,000 to Contractual Services would be in addition to other transfers in order to fund outsourcing of the mailing of the tax bills. Mr. David Crockett, Vigo County Treasurer, explained the tax bill process includes printing and mailing, which includes the involvement of other offices in the county. If the outsourcing occurs, this would eliminate the time needed by other offices. The Commissioners are willing to transfer \$25,000 to the Treasurer's budget. Additionally, the Treasurer will transfer funds from Office Supplies, which would have covered the supplies needed to process the tax bill statement mailings if done internally.

**Additional Appropriation Ordinance 2007-8.** The Budget Committee approved the ordinance. Mr. Darrick Scott, Budget Committee Chair, explained the concern of the budget deficit in Family and Children. There are two options available in order to solve the deficit. One would be to increase the levy; the other would be to transfer the money into the Family and Children budget from the General Fund. The committee voted 3-0 to transfer \$1,200,000 from the General Fund to take care of the shortfall in Family and Children and to avoid future deficits.

**Resolution for Reallocation of Existing Appropriations 2007-1.** Mr. Brad Anderson asked the Council President, Mr. Bob Hellmann, to consider hearing the Courts, who had previously met with the Budget Adjustment Committee where the request for an Additional Appropriation for a Service Contract on their computers was denied. However, the committee does feel the funds need to be there for repairs and there apparently was some confusion on this subject. Mr. Anderson asked Judge Christopher Newton and Mr. Dick Baumann to attend the meeting to explain the needs of the Courts. Judge Newton expressed his concern on the decision of the committee not to approve the funds for the contract. He explained an additional \$9,000 is needed in line 439-26 Computer Maintenance to contract with a local company. Judge Newton expressed confusion as to why the Court was not included on the agenda since the request was submitted in a timely manner and in addition, the request has not been advertised properly. Mr. Brad Anderson explained one reason for the omission was that the committee had turned down the original request of \$30,315 for a Service Contract. He would now like to know what is needed and try to work out perhaps a transfer in order to resolve the misunderstanding. Mr. Baumann explained the breakdown of the requested amount of \$9,000. Mr. Bob Hellmann suggested transferring funds from the Council line

001-072-433-30, Contractual Services, to the Courts line 001-310-43926, Computer Maintenance. Mr. Brad Anderson mentioned the discussion during the committee meeting of involving the County's IT Dept as part of the resolution in maintaining the Court's computers at a lower cost. As this is something to consider, something needs to be in place in the meantime. Mr. Brad Anderson made motion to approve transfer. Mr. Mark Bird seconds the motion. A decision was made to add this transfer to Resolution for Reallocation of Existing Appropriations 2007-1, since it is a transfer, not an Additional Appropriation. Mr. Brad Anderson withdrew his motion and Mr. Mark Bird withdrew his second to the motion and an agreement was made to add the transfer to the Reallocation Resolution.

**Salary Ordinance 2007-3.** Ms. Kylissa Miller, Chief Deputy Auditor points out the only issue not addressed is the Highway Classification Pay, which does not require an additional appropriation, but does require a change to the salary ordinance. Mr. Tim Curley explained meeting with Mr. Gerald Lindsey last year and discussed and agreed on the classification pay. This is a clarification on the agreement.

**Salary Ordinance 2007-4.** Sheriff Jon Marvel explained he has cut the Jail budget by eliminating two positions. He further explained the turnover rate, which is largely due to losing employees to the Penitentiary once experience is gained and the County cannot compete with a Federal salary. Sheriff Marvel feels if these grade increases are put in place, incoming employees can see the options of promotions, where this has not existed in the past.

**Resolution for Reallocation of Existing Appropriations 2007-1.** Ms. Kylissa Miller, Chief Deputy Auditor, explained the requested transfers for the Treasurer and County General. Further, the addition of the amendment to the resolution to transfer from the Council Contractual Services to the Courts Computer Maintenance in the amount of \$9,000.

**Revised Additional Appropriation Ordinance 2007-3** Mr. Bob Hellmann finds that the original ordinance had been revised, however, it was not passed as being revised. Therefore, a motion is needed to substitute the corrected version of the ordinance for the original version that had already passed.

**Honorary Resolution.** There were none.

**Resolutions relating to fiscal policies of the Council.**

**Ordinance 2007-1. Vigo County Council Authorizing the Issuance of Tax Anticipation Warrant.** Mr. James Bramble, Vigo County Auditor explains the ordinance is to cover the shortfalls encountered by Family and Children while waiting on tax collections.

**First reading by summary reference of proposed ordinances and resolutions.**

President Hellmann assigned Request of Council for the February 20, 2007 meeting to committee for further review.

**Appointments.** The Chair appointed Mr. Rodney Williams of 201 Deming Lane to the Board of Hamilton Center, Inc. The Chair appointed Mr. Darrick Scott to the Fair Board. Mr. Scott accepts the position on the Fair Board, however, would like to be removed from the 911 Board after serving for approximately nine years. The Chair appointed Ms. Kathy Miller to the 911 Board, she accepted. The Chair appointed Bill Burdine and Linda Lambert to the Tourism Board.

**Council Comments.** Mr. Brad Anderson asked how the CAGIT distributions are determined by township and by towns. Mr. Bob Hellmann replied that the distribution is determined by the levies. Mr. Tim Curley asked the new dispatchers that were present for any questions or comments. Ms. Susan Loudermilk commented on attending the meeting to see how the County Government works versus the City Government. Mr. Bob Hellmann expressed the main goal is to treat everyone fairly, especially on the salary subject.

**Adjournment.** Mr. Tim Curley made motion to adjourn the meeting. Mr. Darrick Scott seconds the motion, all members voting aye. Meeting is adjourned at 6:26 P.M.

## **MOTIONS**

### **January 30, 2007**

**Minutes – November 21, 2006.** Mr. Darrick Scott moves to adopt the minutes as published. Mr. Mike Morris seconds. All members voting aye, the journal of the November 21, 2006 meeting has been adopted.

**Minutes – December 26, 2006.** Mr. Darrick Scott moves to adopt the minutes as published. Mr. Tim Curley seconds. All members voting aye, the journal of the December 26, 2006 meeting has been adopted.

**Minutes – January 2, 2007.** Mr. Darrick Scott moves to adopt the minutes as published. Mr. Mike Morris seconds. All members voting aye, the journal of the January 2, 2007 minutes has been adopted.

**Additional Appropriation Ordinance 2007-1.** Mr. Mark Bird made motion to adopt the ordinance. Mr. Darrick Scott seconds the motion. Ms. Kylissa Miller, Chief Deputy Auditor, took roll call. All members voting aye, motion passes, ordinance is adopted.

**Additional Appropriation Ordinance 2007-2.** Mr. Darrick Scott made motion to adopt the ordinance. Mr. Tim Curley seconds the motion. Ms. Kylissa Miller, Chief Deputy Auditor, took roll call. All members voting aye, motion passes, ordinance is adopted.

**Additional Appropriation Ordinance 2007-3.** Mr. Tim Curley made motion to adopt the ordinance. Mr. Darrick Scott seconds the motion. Ms. Kylissa Miller, Chief Deputy Auditor, took roll call. All members voting aye except Mr. Bob Hellmann who abstained from the vote because he is a part-time Public Defender, motion passes, ordinance is adopted.

**Additional Appropriation Ordinance 2007-4.** Mr. Brad Anderson made motion to adopt the ordinance. Mr. Tim Curley seconds the motion. Ms. Kylissa Miller, Chief Deputy Auditor, took roll call. All members voting aye, motion passes, ordinance is adopted.

**Additional Appropriation Ordinance 2007-5.** Mr. Brad Anderson made motion to adopt the ordinance. Mr. Darrick Scott seconds the motion. Ms. Kylissa Miller, Chief Deputy Auditor, took roll call. All members voting aye, motion passes, ordinance is adopted.

**Additional Appropriation Ordinance 2007-6.** Mr. Brad Anderson made motion to adopt the ordinance. Mr. Darrick Scott seconds the motion. Ms. Kylissa Miller, Chief Deputy Auditor, took roll call. All members voting aye, motion passes, ordinance is adopted.

**Additional Appropriation Ordinance 2007-7.** Mr. Brad Anderson made motion to adopt the ordinance. Mr. Tim Curley seconds the motion. Ms. Kylissa Miller, Chief Deputy Auditor, took roll call. All members voting aye, motion passes, ordinance is adopted.

**Additional Appropriation Ordinance 2007-8.** Mr. Mike Morris made motion to adopt ordinance. Mr. Mark Bird seconds the motion. Ms. Kylissa Miller, Chief Deputy Auditor, took roll call. All members voting aye, motion passes, ordinance is adopted.

**Court Transfer.** Mr. Brad Anderson made motion to approve transfer. Mr. Mark Bird seconds the motion. Mr. Brad Anderson and Mr. Mark Bird withdrew the motions.

**Salary Ordinance 2007-3.** Mr. Darrick Scott made motion to adopt ordinance. Mr. Tim Curley seconds the motion. Ms. Kylissa Miller, Chief Deputy Auditor, took roll call. All members voting aye, motion passes, ordinance is adopted.

**Salary Ordinance 2007-4.** Mr. Brad Anderson made motion to adopt the ordinance. Mr. Tim Curley seconds the motion. Ms. Kylissa Miller, Chief Deputy Auditor, took roll call. All members voting aye, motion passes, ordinance is adopted.

**Resolution for Reallocation of Existing Appropriations 2007-1.** Mr. Brad Anderson made motion to amend the resolution to include the transfer from the Council Contractual Services to the Courts Computer Maintenance. Mr. Mark Bird seconds amended resolution. Mr. Brad Anderson made motion to adopt the resolution. Mr. Mark Bird seconds the motion. Ms. Kylissa Miller, Chief Deputy Auditor, took roll call. All members voting aye, motion passes, resolution is adopted.

**Revised Additional Appropriation Ordinance 2007-3.** Mr. Darrick Scott made motion to substitute the corrected version of the ordinance for the version that has already passed. Mr. Mark Bird seconds the motion. Ms. Kylissa Miller, Chief Deputy Auditor, took roll call. All members voting aye, motion passes, ordinance is adopted.

**Ordinance 2007-1.** Mr. Darrick Scott made motion to adopt the ordinance. Ms. Kathy Miller seconds the motion. Ms. Kylissa Miller, Chief Deputy Auditor, took roll call. All members voting aye, motion passes, ordinance is adopted.

**Adjournment.** Mr. Tim Curley made motion to adjourn the meeting. Mr. Darrick Scott seconds the motion. All members voting aye.